IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 2888 of 2005

Between:

K. Ramesh S/o. Late Rama Rao
R/o. G-1 Sri Sai Sadan Apartments, Kalyannagar X Roads, Hyderabad.

..... PETITIONER

AND

1 The Commissioner of Police, Office at Basheerbagh, Hyderabad.
2 The Station House Officer, S.R.Nagar Police Station, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ Order or direction more particularly one in the nature of WRIT OF MANDAMUS, declaring the inaction on the part of the 2nd respondent in not arresting the Accused in Cr.No. 854/2004 and not investigating into the said Crime and colluding with the Accused in the said Crime is arbitrary illegal, collusive, malafide and is violative of the Criminal Procedure Code and is also violative of Articles 14 and 21 of the Constitution of India and consequently direct the 1st respondent herein to entrust the investigation of the Cri.No.854/2004 on the file of the 2nd respondent to any other investigating officer or to the Central Crime Station, Hyderabad and to grant such other relief or reliefs as this Hon'ble Court deems fit and proper in the circumstances of the case.

Counsel for the Petitioner:MR.P.RADHAKRISHNA

Counsel for the Respondent No.: GP FOR HOME

The Court at the admission stage made the following :

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ORDER:.

The grievance of the petitioner is that no action is initiated by the second respondent, in spite of specific orders issued by the V Metropolitan Magistrate, Hyderabad, under Section 156(3) Cr.P.C, upon the complaint made by the petitioner to the Magistrate under Section 200 Cr.P.C.

No counter affidavit is filed.

Having regard to the facts and circumstances, suffice it to dispose of the Writ Petition, with a direction to the second respondent, to complete the investigation, as directed by the V Metropolitan Magistrate and report the same to him, as expeditiously as possible, in any event, not beyond 31st April 2005.

D.S.R. VARMA, J

DATED: 04.03.2005

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Note: Furnish copy in three days.

To

1 The Commissioner of Police, Office at Basheerbagh, Hyderabad.
2 The Station House Officer, S.R.Nagar Police Station, Hyderabad.

3. 2 CCs to G.P. for Home, High Court of A.P., Hyderabad. (OUT)

4. 2 CD Copies.